

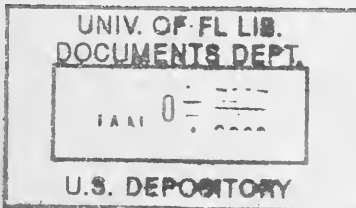
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

LUMBER AND
TIMBER PRODUCTS INDUSTRY

AS APPROVED ON JUNE 5, 1934



UNITED STATES
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Approved Code No. 9—Amendment No. 11

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

LUMBER AND TIMBER PRODUCTS INDUSTRY

As Approved on June 5, 1934

ORDER

APPROVING AMENDMENT TO THE CODE OF FAIR COMPETITION FOR THE
LUMBER AND TIMBER PRODUCTS INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I, of the National Industrial Recovery Act, approved June 16, 1933, for approval of an amendment to a Code of Fair Competition for the Lumber and Timber Products Industries, and hearings having been duly held thereon and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and do hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

A. R. GLANCY,
Division Administrator.

WASHINGTON, D.C.,
June 5, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,

The White House.

SIR: Under the Code of Fair Competition for the Lumber and Timber Products Industries as approved by you on August 19, 1933, the Lumber Code Authority has submitted Amendment No. 52 which is included and attached.

This is a report on said Amendment, hearing on which was conducted in Washington, D.C., on March 27 and 30, 1934, in accordance with the provisions of the National Industrial Recovery Act.

When the Code was written the principle of past performance was clearly considered as evidenced by the provisions embodied therein for the control of production through allocation. The interim Article was not intended to be permanent and the purpose of this Amendment is to give a permanent method of allocation to those Divisions and Subdivisions, which by a two-thirds vote wish to continue on the hourly basis. This Amendment in providing a permissive method of allocation on an hourly basis will permit Divisions and Subdivisions to relate their production to a labor program and to determine a minimum work-week for labor. The majority of the witnesses appearing at the Hearing favored this Amendment, and I would point out that the Amendment is not compulsory in its application unless authorized by a two-thirds majority vote in any Division or Subdivision. The request for administrative authority on the part of the Code Authority is justified by the information and evidence which has been submitted.

The Deputy Administrator in his final report to me on said Amendment to said Code having found as herein set forth and on the basis of all the proceedings in this matter;

I find that:

(a) The Amendment to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restrictions of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid Amendment on behalf of the industry as a whole.

(d) The Amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The Amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said Amendment.

For these reasons, therefore, I have approved this Amendment to the Code.

Respectfully,

HUGH S. JOHNSON,
Administrator.

JUNE 5, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE LUMBER AND TIMBER PRODUCTS INDUSTRY

AMENDMENT No. 52

In Article VIII after item 5 of subsection (c) insert the following new provisions:

“(c) (6) In any Division or Subdivision where the Divisional or Subdivisional administrative agency shall by two-thirds majority vote so request, the Authority, may if it shall determine that it is impractical otherwise to administer production control within said Division or Subdivision, authorize the allotment of production therein in terms of allowable hours of operation.”

Approved Code No. 9—Amendment No. 11.
Registry No. 313-1-06.

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